

OSAH FORM 1This form is available online at <http://www.osah.ga.gov> or by telephone request at (404) 657-2800.

OSAH USE ONLY DOCKET NUMBER:	AGENCY CODE DHS	DIVISION CODE CSS	CASE TYPE PATR	DOCKET NUMBER	COUNTY	JUDGE
---------------------------------	---------------------------	-----------------------------	--------------------------	---------------	--------	-------

DEPARTMENT OF HUMAN SERVICES**OFFICE OF CHILD SUPPORT SERVICES****PRISON PATERNITY ONLY ESTABLISHMENT CASES****USE THIS FORM FOR CONSENT ORDERS ON PRISON PATERNITY ESTABLISHMENT CASES****Check All That Are Applicable:**☐ Consent Order and Stipulation Regarding Paternity Testing☐ Final Paternity Order

NCP County of Residence: «FIELD92»

Agency Case Number:
«FIELD52»**AGENCY PARTY:**

CSS Special Operations Office «FIELD81»	Phone#: «FIELD111»	OCSS FAX NO:
«FIELD82» «FIELD83» «FIELD84» «FIELD85» «FIELD86» «FIELD87»	OCSS AGENT: «FIELD88» «FIELD89»	Direct#: EMAIL:

NON-AGENCY PARTY – NON CUSTODIAL PARENT:

NAME: «FIELD14» «FIELD15» «FIELD16» «FIELD17»	TEL NO: «FIELD24»	FAX NO:
CURRENT ADDRESS INCLUDING ZIP CODE «FIELD18» «FIELD19» «FIELD20» «FIELD21» «FIELD22»		EMAIL: CELL:

INTERESTED PARTY - CUSTODIAL PARENT:

NAME: «FIELD1» «FIELD2» «FIELD3» «FIELD4»	TEL NO:	FAX NO:
CURRENT ADDRESS INCLUDING ZIP CODE «FIELD5» «FIELD6» «FIELD7» «FIELD8» «FIELD9»	GEORGIA BAR #:	EMAIL: CELL:

**** Child Support Services is responsible for serving copies of the order(s) signed by the Judge on the NCP and CP.**

Mail to: Clerk, Office of State Administrative Hearings
230 Peachtree Street, NW, Suite 850
Atlanta, GA 30303

**IN THE OFFICE OF STATE ADMINISTRATIVE HEARINGS
STATE OF GEORGIA**

GEORGIA DEPARTMENT OF HUMAN
SERVICES, ex rel.,

«FIELD150»
«FIELD156»
«FIELD162»
«FIELD168»,

Plaintiff,

v.

«FIELD14» «FIELD15» «FIELD16» «FIELD17»,
Defendant.

ADMIN. ACTION FILE NO(s):
OSAH-CSS- PATR-_____ - __Gatto

Agency Reference No.: «FIELD52»

COMPLAINT TO ESTABLISH PATERNITY

COMES NOW the above-named Plaintiff pursuant to O.C.G.A. § 19-7-40 and shows the following to this Honorable Court:

1. Defendant has submitted to or is subject to the jurisdiction and venue of this Court.
2. Defendant is the parent of the following named minor child(ren):

CHILD(REN)'S NAME(S)

«FIELD150»

«FIELD156»

«FIELD162»

«FIELD168»

CHILD(REN)'S BIRTHDATE(S)

«FIELD151»

«FIELD157»

«FIELD163»

«FIELD169»

WHEREFORE, Plaintiff prays:

- a) That process issue as provided by law, requiring Defendant to appear and answer;
- b) That if the Defendant denies or is unsure of paternity of any of the above-named children that he be ordered to submit to genetic testing that will be provided by the State;
- c) That the Court enter an order establishing that the Defendant is the parent of the minor child(ren) named in Plaintiff's complaint and listed above; and
- d) That the Court grants such other and further relief as it may deem just and appropriate.

This the ____ day of _____, 20__.

Respectfully submitted,

«FIELD88» «FIELD90» «FIELD89»

Office of Child Support Services

«FIELD82»

«FIELD83»

«FIELD84»

«FIELD85», «FIELD86» «FIELD87»

Telephone: «FIELD111»

**IN THE OFFICE OF STATE ADMINISTRATIVE HEARINGS
STATE OF GEORGIA**

GEORGIA DEPARTMENT OF HUMAN
SERVICES, ex rel.,

«FIELD150»

«FIELD156»

«FIELD162»

«FIELD168»,

Plaintiff,

v.

«FIELD14» «FIELD15» «FIELD16» «FIELD17»,

Defendant.

ADMIN. ACTION FILE NO:

OSAH-CSS- PATR- _____ - __ Gatto

Agency Reference No.: «FIELD52»

ORDER AND/OR STIPULATION REGARDING GENETIC TESTING

The above-referenced case having been heard and considered by the Court or the parties have consented to an order, it is hereby ordered that:

1. DEFINITIONS

"Department" as used herein refers to the Georgia Department of Human Services and its internal division, Child Support Services, which is prosecuting this action on behalf of:

CHILD(REN)'S NAME(S)

«FIELD150»

«FIELD156»

«FIELD162»

«FIELD168»

CHILD(REN)'S BIRTHDATE(S)

«FIELD151»

«FIELD157»

«FIELD163»

«FIELD169»

the alleged minor child(ren) of Defendant.

"Defendant" as used herein refers to «FIELD14» «FIELD15» «FIELD16» «FIELD17».

"Parties" as used herein refers to the Department and the Defendant collectively.

2. INTENTION OF THE PARTIES

The parties stipulate and agree that a legal dispute exists concerning the paternity of:

«FIELD150»

«FIELD156»

«FIELD162»

«FIELD168»

The parties stipulate and agree that it is their express intention that this legal dispute concerning the paternity of said child(ren) be resolved.

The parties stipulate and agree that genetic testing including but not limited to the Human Leukocyte Antigen (HLA) system and DNA testing represent efficient, accurate, and reliable methods for determining paternity.

3. COOPERATION OF THE PARTIES

The Defendant shall submit himself to having his blood or tissue samples obtained for genetic testing using the HLA system and DNA testing.

The Defendant shall appear at such time, place and date as arranged by the Department for the purpose of having his blood or tissue samples taken. The testing shall be performed by a duly qualified licensed physician, immunologist, or other qualified person, as required by O.C.G.A. §19-7-45.

Test results shall be furnished to both parties as soon as possible.

The parties stipulate and agree that they will cooperate fully and undertake any act that is necessary to fulfill the obligations set out in this Consent Agreement and Stipulation.

4. USE OF GENETIC TEST RESULTS

The parties stipulate and agree that the results of the genetic tests may be introduced as evidence in a judicial proceeding to determine paternity or support.

The parties stipulate and agree that the genetic test results shall be admissible in court: (1) without establishing a chain of custody of the blood sample; (2) without expert testimony as to the test results; and (3) without authentication of the written results other than the signature of a duly qualified physician, immunologist, or other qualified person as allowed by law.

5. EFFECT OF GENETIC TEST RESULTS

In express recognition of the validity and accuracy of genetic testing, the parties stipulate and agree that if the test results exclude the Defendant from being the father of the above-named child(ren), the Department shall dismiss any pending legal action, and pursue no further action against Defendant to establish paternity for the excluded child(ren).

In express recognition of the validity and accuracy of genetic testing, the parties stipulate and agree that **if the test results show a probability of paternity of 97% or higher**, that this result will be determinative of the issue of paternity and the Defendant agrees: (1) to admit paternity of the child(ren) based upon the test results; and (2) waive any further judicial determination as to the issue of paternity. The admission and waiver provided for in this paragraph are limited to the issue of paternity. See Gresham v. Georgia Department of Human Services, 257 GA. 747 (1988).

6. COSTS OF GENETIC TESTING

The Defendant shall reimburse the State of Georgia the sum of \$_____ for the cost of genetic testing.

7. SERVICE AND APPEARANCE OF DEFENDANT:

_____ The Defendant was served with process and appeared, or

_____ The Defendant waives service and consents to the jurisdiction and venue of this Court;

8. ACKNOWLEDGEMENT OF UNDERSTANDING:

Defendant expressly acknowledges that he has read and understands the foregoing Stipulation and Consent Agreement, that he understands that it is a legally binding document and that he has the right to contact an attorney before signing it.

SO ORDERED, this _____ day of _____, 20____.

JOHN B. GATTO, Judge

Consented to by:

«FIELD14» «FIELD15» «FIELD16» «FIELD17»
Defendant

Attorney for Defendant

«FIELD88» «FIELD90» «FIELD89»
Office of Child Support Services

**IN THE OFFICE OF STATE ADMINISTRATIVE HEARINGS
STATE OF GEORGIA**

GEORGIA DEPARTMENT OF HUMAN
SERVICES, ex rel.,

«FIELD150»
«FIELD156»
«FIELD162»
«FIELD168»,

Plaintiff,

v.

«FIELD14» «FIELD15» «FIELD16» «FIELD17»,
Defendant.

ADMIN. ACTION FILE NO:
OSAH-CSS- PATR- _____ - __ Gatto

Agency Reference No.: «FIELD52»

FINAL PATERNITY ORDER

The above-referenced case having been heard and considered by the Court or the parties have consented to an order, it is hereby ordered that:

1. Service and Appearance of the Defendant: The Defendant waived service.

2. Paternity and Testing:

_____ The Defendant was informed that since no prior order establishing paternity exists, that genetic testing was available. The Defendant was also informed that an admission of paternity would be considered binding in all future actions and that the Department would oppose any later request for testing or other challenge to paternity. The Defendant after having been made aware of the availability and cost of genetic testing specifically waives it, and consents to paternity being established. Accordingly, Defendant **is** the parent of the minor child(ren) listed below:

CHILD(REN)'S NAME(S)

«FIELD150»
«FIELD156»
«FIELD162»

CHILD(REN)'S BIRTHDATE(S)

«FIELD151»
«FIELD157»
«FIELD163»

_____ Defendant **is** the parent of the minor child(ren) listed above pursuant to the terms of the Consent Order and Stipulation for Genetic Testing.

_____ Defendant is **NOT** the parent of the minor child (ren) listed above pursuant to the terms of the Consent Order and Stipulation for Genetic Testing.

SO ORDERED, this _____ day of _____, 20____.

JOHN B. GATTO, Judge